

1 THE HONORABLE ROBERT S. LASNIK  
2  
3  
4  
5  
6  
7

8 UNITED STATES DISTRICT COURT  
9 WESTERN DISTRICT OF WASHINGTON  
10 AT SEATTLE

11 SANDRA K. LONG, a single individual,

12 Plaintiff,

13 v.

14 USAA CASUALTY INSURANCE  
15 COMPANY, DOES I-X,

Defendants.

No. 2:19-cv-00568 RSL

STIPULATED JOINT MOTION TO RE-  
NOTE DEFENDANT USAA CASUALTY  
INSURANCE COMPANY'S MOTION  
FOR SUMMARY JUDGMENT TO  
OCTOBER 2, 2020

16 **I. STIPULATION**

17 COME NOW Plaintiff Sandra K. Long and Defendant USAA Casualty Insurance  
18 Company (“USAA CIC”), by and through their counsel of record, and hereby make this stipulated  
19 joint motion that USAA CIC’s pending motion for summary judgment be re-noted from the  
20 current noting date of August 28, 2020 to October 2, 2020.

21 The Court may defer consideration of a motion for summary judgment under Fed. R. Civ.  
22 P. 56(d) to allow additional discovery. Additionally, the Court may modify pretrial deadlines “for  
23 good cause.” LCR 16(b)(4). Good cause exists here to warrant a continuance of USAA CIC’s  
24 motion for summary judgment to allow the parties to complete discovery in this matter.

25  
STIPULATED JOINT MOTION TO RE-NOTE DEFENDANT  
USAA CIC’S MOTION FOR SUMMARY JUDGMENT TO  
OCTOBER 2, 2020 – 1

**CORR CRONIN LLP**  
1001 Fourth Avenue, Suite 3900  
Seattle, Washington 98154-1051  
Tel (206) 625-8600  
Fax (206) 625-0900

1           USAA CIC initially filed its motion for summary judgment on May 5, 2020. The  
 2 following day, the Court entered a minute order noting that it “will continue resolving pending  
 3 motions” but otherwise striking “the deadline for submitting motions in limine, the trial date, and  
 4 the remaining pretrial deadlines.” Dkt. 33. The Court’s order directed the parties to file a joint  
 5 status report within 21 days of the Court’s resolution of the pending summary judgment motion  
 6 or the reopening of the Seattle courthouse, whichever is later. *Id.*

7           On May 22, 2020, the parties filed a stipulated motion for the issuance of a new scheduling  
 8 order and for a continuance of USAA CIC’s motion for summary judgment to allow the parties to  
 9 conduct additional discovery, including the depositions of Plaintiff and two corporate witnesses.  
 10 Dkt. 34. The Court granted the parties’ motion on May 26, 2020, continuing the dispositive  
 11 motion deadline to Saturday, August 1, 2020. Dkt. 35.

12           The parties conducted the depositions of the corporate witnesses on July 27 and 28, 2020,  
 13 and Plaintiff’s deposition on August 12, 2020, respectively. On Monday, August 3, 2020, USAA  
 14 CIC timely renewed its motion for summary judgment. Dkt. 37, 38. Consistent with LCR 7(d)(3),  
 15 USAA CIC noted its motion for consideration on August 28, 2020.

16           However, Plaintiff has served additional written discovery on USAA CIC based on  
 17 information that came to light during the recent depositions. Pursuant to agreement by the parties,  
 18 this discovery is due on September 4, 2020. Accordingly, the parties now jointly seek a  
 19 continuance of USAA CIC’s pending motion for summary judgment from August 28, 2020 to  
 20 October 2, 2020 to allow the parties to complete discovery in this matter.

21           For the foregoing reasons, the parties agree and request that the Court re-note the hearing  
 22 date for USAA CIC’s motion for summary judgment from August 28, 2020 to October 2, 2020.  
 23 This continuance will not affect any other deadlines and will allow the parties to complete  
 24 discovery prior to the Court’s consideration of USAA CIC’s motion for summary judgment.

25  
 STIPULATED JOINT MOTION TO RE-NOTE DEFENDANT  
 USAA CIC’S MOTION FOR SUMMARY JUDGMENT TO  
 OCTOBER 2, 2020 – 2

**CORR CRONIN LLP**  
 1001 Fourth Avenue, Suite 3900  
 Seattle, Washington 98154-1051  
 Tel (206) 625-8600  
 Fax (206) 625-0900

1 DATED this 18th day of August, 2020.

2 CORR CRONIN LLP

3  
4 s/ Victoria E. Ainsworth  
5 Blake Marks-Dias, WSBA No. 28169  
6 Victoria E. Ainsworth, WSBA No. 49677  
7 1001 Fourth Avenue, Suite 3900  
8 Seattle, WA 98154  
9 (206) 625-8600 Phone  
Email: [bmarksdias@corrchronin.com](mailto:bmarksdias@corrchronin.com)  
[tainsworth@corrchronin.com](mailto:tainsworth@corrchronin.com)  
10 *Attorneys for Defendant USAA Casualty*  
11 *Insurance Company*

12 ROBERT D. BOHM, P.L.L.C.

13  
14 s/ Robert D. Bohm (per email authority)  
15 Robert D. Bohm, WSBA No. 42703  
PO Box 25536  
Federal Way, WA 98093  
(206) 463-6767 Phone  
Email: [rdbohm@premisesinjurylaw.com](mailto:rdbohm@premisesinjurylaw.com)  
16 *Attorneys for Plaintiff*

17 POLI, MOON & ZANE, PLLC

18  
19 Michael Poli, WSBA No. 54631  
20 2999 N. 44<sup>th</sup> Street, Suite 325  
Phoenix, Arizona 85018  
(602) 857-8180 Phone  
Email: [mpoli@pmzlaw.com](mailto:mpoli@pmzlaw.com)  
21 *Attorneys for Plaintiff (admitted pro hac*  
22 *vice)*

23 RIDGELINE LAW GROUP, PLLC

24  
25 Daniel McLafferty, WSBA No. 45243  
2367 Tacoma Ave. S.  
Tacoma, WA 98402  
(206) 274-9380 Phone  
Email: [dan@ridgelinelaw.com](mailto:dan@ridgelinelaw.com)  
*Attorneys for Plaintiff*

STIPULATED JOINT MOTION TO RE-NOTE DEFENDANT  
USAA CIC'S MOTION FOR SUMMARY JUDGMENT TO  
OCTOBER 2, 2020 – 3

**CORR CRONIN LLP**  
1001 Fourth Avenue, Suite 3900  
Seattle, Washington 98154-1051  
Tel (206) 625-8600  
Fax (206) 625-0900

## II. ORDER

IT IS SO ORDERED that, for good cause shown, Defendant USAA CIC's motion for summary judgment is hereby re-noted for consideration on October 2, 2020. Pursuant to LCR 7(d)(3), Plaintiff's response to USAA CIC's motion for summary judgment is due September 28, 2020. USAA CIC's reply is due on October 2, 2020.

This continuance shall not affect any other deadlines. Pursuant to the Court's May 6, 2020 minute order, the parties shall file a joint status report within 21 days of the Court's resolution of the pending summary judgment motion or the reopening of the Seattle Courthouse, whichever is later.

DATED: August 19, 2020.

Mrs Casnik

HONORABLE ROBERT S. LASNIK  
United States District Court Judge

Presented by:

CORR CRONIN LLP

ROBERT D. BOHM, P.L.L.C.

s/ Victoria E. Ainsworth

Blake Marks-Dias, WSBA No. 28169  
Victoria E. Ainsworth, WSBA No. 49677  
1001 Fourth Avenue, Suite 3900  
Seattle, WA 98154  
(206) 625-8600 Phone  
Email: [bmarksdias@corrcronin.com](mailto:bmarksdias@corrcronin.com)  
[tainsworth@corrcronin.com](mailto:tainsworth@corrcronin.com)

*Attorneys for Defendant USAA Casualty  
Insurance Company*

s/ Robert D. Bohm (per email authority)

Robert D. Bohm, WSBA No. 42703  
PO Box 25536  
Federal Way, WA 98093  
(206) 463-6767 Phone  
Email: [rdbohm@premisesinjurylaw.com](mailto:rdbohm@premisesinjurylaw.com)  
*Attorneys for Plaintiff*

**STIPULATED JOINT MOTION TO RE-NOTE DEFENDANT  
USAA CIC'S MOTION FOR SUMMARY JUDGMENT TO  
OCTOBER 2, 2020 – 4**

**CORR CRONIN LLP**  
1001 Fourth Avenue, Suite 3900  
Seattle, Washington 98154-1051  
Tel (206) 625-8600  
Fax (206) 625-0900

1 POLI, MOON & ZANE, PLLC  
2  
3  
4  
5  
6

Michael Poli, WSBA No. 54631  
2999 N. 44<sup>th</sup> Street, Suite 325  
Phoenix, Arizona 85018  
602-857-8180 Phone  
Email: [mpoli@pmzlaw.com](mailto:mpoli@pmzlaw.com)  
*Attorneys for Plaintiff (admitted pro hac vice)*

7 RIDGELINE LAW GROUP, PLLC  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

Daniel McLafferty, WSBA No. 45243  
2367 Tacoma Ave. S.  
Tacoma, WA 98402  
(206) 274-9380 Phone  
Email: [dan@ridgelinelaw.com](mailto:dan@ridgelinelaw.com)  
*Attorneys for Plaintiff*

STIPULATED JOINT MOTION TO RE-NOTE DEFENDANT  
USAA CIC'S MOTION FOR SUMMARY JUDGMENT TO  
OCTOBER 2, 2020 – 5

**CORR CRONIN LLP**  
1001 Fourth Avenue, Suite 3900  
Seattle, Washington 98154-1051  
Tel (206) 625-8600  
Fax (206) 625-0900